

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

JOHN McCALL and JAMES RAM

Plaintiffs,

v.

MONRO MUFFLER BRAKE, INC. d/b/a
AUTOTIRE CAR CARE CENTER,

and

AM-PAC TIRE DIST. INC.

Defendants.

Case No. 4:10-cv-00269-HEA

PLAINTIFFS' MOTION TO FILE DOCUMENTS UNDER SEAL

COMES NOW, Plaintiffs John McCall and James Ram, and for their Motion to File Documents Under Seal, for purposes of the Motion for Class Certification as to Defendants, Monro Muffler Brake, Inc. d/b/a Autotire Car Care Center and Am-Pac Tire Dist., Inc., states as follows:

1. On October 7, 2011, the parties agreed to and filed a Consent Protective Order [Doc. No. 63-1], which the Court entered on October 11, 2011 [Doc. No. 64].
2. The consent Protective Order provides that if any party identifies a document as “Confidential” that “such designated documents, interrogatory answers and other discovery...filed with the court...shall be filed under seal...” [Doc. No. 63-1, p. 3 ¶ 6].
3. The following Exhibits contain “Confidential” information. Pursuant to the aforementioned provision, Plaintiffs move to file the following documents under seal:
 - Memorandum in Support of Plaintiffs’ Motion for Class Certification
 - Ex. 000001- Am-Pac P and L sample Statements- NC depo

- Ex. 17A – Monro Financial Info re- Fee- lo res
- Ex. A – Deposition of Jeff Latham
- Ex. AM000317 – Latham Memo
- Ex. B – Deposition of Danielle Courington
- Ex. C – Deposition of Catherine D’Amico
- Ex. D – Deposition of David Baeir
- Ex. E – Deposition of Paul Marsh
- Ex. F – deposition of Thomas Moore
- Ex. L – Am-Pac- Includes 8 sample invoices
- Ex. MO0584 – Monro Sample Invoices/Estimates
- Ex. MO0651 – Night Drop Envelope

Wherefore, Plaintiffs move this Court for leave to file the foregoing list of documents under seal.

Dated: March 1, 2012

Respectfully submitted,

THE SIMON LAW FIRM

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been filed with the Court using the CM/ECF electronic filing system on this 1st day of March, 2012 to:

Robert J. Wagner
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Brian A. Lamping
blamping@thompsoncoburn.com

/s/ Erich Vieth